

## **REMARKS/ARGUMENTS**

In the Office Action, the Examiner noted that claims 1, 2, 5, 8, 9, 25, 27-31, 33 and 34 are pending in the application. The Examiner additionally stated that claims 1, 2, 5, 8, 9 are allowed and claims 25, 27-31, 33 and 34 are rejected. By this amendment, claims 25, 27-31 and 33 have been cancelled. Hence, claims 1, 2, 5, 8, 9 and 34 are pending in the application.

Applicant hereby requests further examination and reconsideration of the application, in view of the foregoing amendments.

### **In the Claims**

#### **Allowable Subject Matter**

The Examiner stated that claims 1, 2, 5, 8, 9 are allowed.

Additionally, Applicant notes that the Examiner stated in the Interview Summary of 01/15/2008: "Claim 34 depends on allowed claim 1. Therefore, the rejection of claim 34 under 101 is error."

#### **Rejections Under 35 U.S.C. §101**

The Examiner rejected claims 25, 27-31, 33 and 34 under 35 U.S.C. 101 as being directed to non-statutory subject matter. Applicant respectfully traverses the Examiner's rejections.

Applicant appreciates the Examiner's consideration and indication of allowable subject matter in claims 1, 2, 5, 8, 9 and 34. Although claims 25, 27-31 and 33 have been canceled, Applicant respectfully traverses the Examiner's rejection(s) thereof and notes that the cancelation of these claims have been made for the purpose of expediting the patent application process in a manner consistent with the PTO's Patent business Goals (PBG), 65 Fed. Reg. 54603 (September 8, 2000). Furthermore, Applicant reserves the right and hereby provides notice of intent to file a continuation application during the copendency of this application, or other applications disclosing the subject matter, to present arguments of patentability over the Examiner's stated grounds of rejection.

### **CONCLUSIONS**

In view of the arguments advance above, Applicant respectfully submits that claims 1, 2, 5, 8, 9 and 34 are in condition for allowance. Reconsideration of the rejections is requested, and allowance of the claims is solicited.

Applicant earnestly requests that the Examiner contact the undersigned practitioner by telephone if the Examiner has any questions or suggestions concerning this amendment, the application, or allowance of any claims thereof.

Respectfully submitted,

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